

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 3561 of 1995

For Approval and Signature:

Hon'ble MR.JUSTICE N.N.MATHUR

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1. Whether Reporters of Local Papers may be allowed to see the judgements? No.

2. To be referred to the Reporter or not? No.

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3. Whether Their Lordships wish to see the fair copy of the judgement? No.

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any order made thereunder? No.

5. Whether it is to be circulated to the Civil Judge? No.

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NATCO PHARMA LIMITED AND ANR

Versus

UNION OF INDIA

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Appearance:

MR G.N. SHAH, Advocate, for Petitioners.

MR. G.S. ADESHRA, Advocate, for respondents no.1,2 & 4.

MR JAYANT PATEL for Respondent No. 3

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CORAM : MR.JUSTICE N.N.MATHUR

Date of decision: 11/03/96

ORAL JUDGEMENT

Rule. Mr. G.S. Adeshra, learned Advocate waives service of notice of rule on behalf of the respondents no.1, 2 and 4. Mr. Jayant Patel, Learned Advocate, waives of service of notice of Rule for the respondent no.3.

2. The grievance voiced in this Special Civil Application is that the respondent no.2 Regional Director, Department of Company Affairs, Bombay, has passed the order dated 8-2-1995 without giving any opportunity to the petitioners expressing the view that the names of NATCO PHARMA LIMITED and NATCO POLYPLAST LIMITED were not identical and similar. It has not been controverted that the petitioners were given given hearing by the respondent no.2.

3. In view of this, the order dated 8-2-1995 is set aside and the respondent no.2 is directed to pass afresh order on merits within a period of two months from today after giving opportunity of hearing to all concerned parties. Rule is made absolute to the aforesaid extent, with no order as to costs.